

1FW

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

**Inventor(s):** PETER OSYPKA

**Appln. No.:** 10/821,421

**Filing Date:** April 9, 2004

**Title:** CARDIAC ELECTRODE  
ANCHORING SYSTEM

**Examiner:**

**Group Art Unit:** 3762

**Docket No.** 32469-303686

Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

I CERTIFY THAT, ON AUGUST 2, 2004, THIS PAPER IS BEING  
DEPOSITED WITH THE U.S. POSTAL SERVICE AS FIRST CLASS MAIL IN AN  
ENVELOPE ADDRESSED TO THE COMMISSIONER FOR PATENTS, P. O.  
BOX 1450, ALEXANDRIA, VA 22313-1450.

Kathleen B. Lee  
Kathleen B. Lee

**INFORMATION DISCLOSURE STATEMENT TRANSMITTAL**

In compliance with the duty imposed by 37 C.F.R. 1.56, and in accordance with C.F.R. sections 1.97 *et. seq.*, the materials enclosed herewith are brought to the attention of the Examiner as possibly being of interest in connection with the above-identified patent application. Consideration of each of the documents listed on the attached SB/08A form(s) is respectfully requested. The filing of this information disclosure statement shall not be construed to be an admission that the information cited in the statement is, or is construed to be, prior art to the present application. Pursuant to the provisions of M.P.E.P. 609, Applicants further request that a copy of the SB/08A form(s), marked as being considered and initialed by the Examiner, be returned with the next Official Communication.

Copies of the listed U.S. Patent documents have been omitted in accordance with the waiver of requirements of 37 C.F.R. § 1.98 (a)(2)(i) by the United States Patent and Trademark Office.

We have enclosed a copy of the Office Action of the related German patent application, including an English translation, along with German patent DE 4425195 which was cited therein.

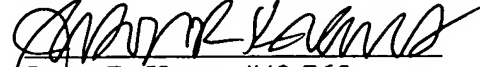
We have also enclosed a Communication Concerning Related Applications.

No fee is deemed necessary for the entry of this Information Disclosure Statement.

Should any fee be required, the Commissioner is authorized to charge our Deposit Account No. 06-0029 and notify us of the same.

Respectfully Submitted,

By:

  
\_\_\_\_\_  
Jason R. Kraus, #42,765

FAEGRE & BENSON LLP  
2200 Wells Fargo Center  
90 South Seventh Street  
Minneapolis, MN 55402-3901  
612/766-7436

Dated: August 2, 2004



Substitute for form 1449A/PTO

**INFORMATION DISCLOSURE  
STATEMENT BY APPLICANT**

(use as many sheets as necessary)

Sheet 1 of 2

**Complete if Known**

Application Number	10/821,421
Filing Date	April 9, 2004
First Named Inventor	PETER OSYPKA
Group Art Unit	3762
Examiner Name	
Attorney Docket Number	303686

**U.S. PATENT DOCUMENTS**

Examiner Initials *	Cite No. <sup>1</sup>	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number - Kind Code <sup>2</sup> (if known)			
		US-3,474,791	10-28-1969	Bentov	
		US-4,341,226	07-27-1982	Peters	
		US-4,355,642	10-26-1982	Alferness	
		US-4,378,023	03-29-1983	Trabucco	
		US-4,444,207	04-24-1984	Robicsek	
		US-4,633,880	01-06-1987	Osyka et al.	
		US-4,735,205	04-05-1988	Chachques et al.	
		US-4,991,578	02-12-1991	Cohen	
		US-5,217,027	06-08-1993	Hermens	
		US-5,241,957	09-07-1993	Camps et al.	
		US-5,314,463	05-24-1994	Camps et al.	
		US-5,327,909	07-12-1994	Kiser et al.	
		US-5,336,252	08-09-1994	Cohen	
		US-5,350,419	09-27-1994	Bendel et al.	
		US-5,423,876	06-13-1995	Camps et al.	
		US-5,836,994	11-17-1998	Bourgeois	
		US-5,871,532	02-16-1999	Schroepel	
		US-6,041,258	03-21-2000	Cigaina et al.	
		US-6,173,206	01-09-2001	Shchervinsky	
		US-6,434,431	08-13-2002	Camps et al.	
		US-6,510,332	01-21-2003	Greenstein	
		US-6,512,958	01-28-2003	Swoyer et al.	
		US-6,613,062	09-02-2003	Leckrone et al.	
		US-6,626,919	09-30-2003	Swanstrom	
		2003/0028232	02-06-2003	Camps et al.	
		2003/0045919	03-06-2003	Swoyer et al.	
		2003/0055463	03-20-2003	Gordon et al.	
		2003/0125787	07-03-2003	Shchervinsky	

Examiner  
SignatureDate  
Considered

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>1</sup> Unique citation designation number (optional). <sup>2</sup> Applicant is to place a check mark here if English language Translation is attached.

Burden Hour Statement: This form is estimated to take 2.0 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P. O. MAIL STOP 1450, ALEXANDRIA, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P. O. MAIL STOP 1450, ALEXANDRIA, VA 22313-1450.

Substitute for form 1449A/PTO			<b>Complete if Known</b>		
<b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>  <i>(use as many sheets as necessary)</i>			Application Number	10/821,421	
			Filing Date	April 9, 2004	
			First Named Inventor	PETER OSYPKA	
			Group Art Unit	3762	
			Examiner Name		
Sheet	2	of	2	Attorney Docket Number	303686

FOREIGN PATENT DOCUMENTS						
Examiner Initials*	Cite No. <sup>1</sup>	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T <sup>6</sup>
		Country Code <sup>3</sup> - Number <sup>4</sup> - Kind Code <sup>5</sup> (if known)				
		DE 2219044 (English abstract of correspondent US-3737579)	11-23-1972	Bolduc		
		DE 4425195 (English Translation)	04-09-2003	Osyпка		

OTHER PRIOR ART -- NON PATENT LITERATURE DOCUMENTS			
Examiner Initials *	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T <sup>2</sup>
		German Office Action citing prior art to related German Patent Application and English translation thereof.	
		ASSAD ET AL., New Lead for In-Utero Pacing for Fetal Congenital Heart Block, Journal of Thoracic and Cardiovascular Surgery, July 2003	
		EPSTEIN ET AL., Long-Term Performance of Bipolar Epicardial Atrial Pacing Using an Active Fixation Bipolar Endocardial Lead, PACE, April 1998	
		KARPAWICH ET AL., Improved Epimyocardial Pacing, PACE, Nov. 1994	
		WORLEY ET AL., Construction of a Multipolar Electrode System Referenced and Anchored to Endocardium for Study of Arrhythmias, American Physiological Society, 1986	

Examiner Signature		Date Considered	
-----------------------	--	--------------------	--

<sup>1</sup> EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>1</sup> Unique citation designation number (optional). <sup>2</sup> Applicant is to place a check mark here if English language Translation is attached.

Burden Hour Statement: This form is estimated to take 2.0 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P. O. MAIL STOP 1450, ALEXANDRIA, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P. O. MAIL STOP 1450, ALEXANDRIA, VA 22313-1450.

M2:20641765



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

**Inventor(s):** PETER OSYPKA

**Appln. No.:** 10/821,421

**Filing Date:** April 9, 2004

**Title:** CARDIAC ELECTRODE  
ANCHORING SYSTEM

**Examiner:**

**Group Art Unit:** 3762

**Docket No.** 32469-303686

Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

I CERTIFY THAT, ON AUGUST 2, 2004, THIS PAPER IS BEING  
DEPOSITED WITH THE U.S. POSTAL SERVICE AS FIRST CLASS MAIL IN  
AN ENVELOPE ADDRESSED TO THE COMMISSIONER FOR PATENTS,  
P. O. BOX 1450, ALEXANDRIA, VA 22313-1450.

*Kathleen B. Lee*  
Kathleen B. Lee

COMMUNICATION CONCERNING RELATED APPLICATIONS

Applicants would like to bring to the Examiner's attention the following related application(s)  
in the above-identified patent application:

<u>Appl'n No.</u>	<u>Filing Date</u>	<u>Attorney Docket</u>	<u>Title</u>
60/514,039	10/24/2003	32469-297733	Distal or Proximal Fixation of Over-the-Suture Myocardial Leads
60/514,714	10/27/2003	32469-297734	Minimally-Invasive Fixation Systems for Over-the-Tether Myocardial Leads
60/514,665	10/27/2003	32469-297735	Lead Electrode Arrangement for Myocardial Leads
60/514,713	10/27/2003	32469-297736	Drug-Eluting Myocardial Leads
60/514,042	10/24/2003	32469-297737	Tapered Tip for Myocardial Lead
60/514,038	10/24/2003	32469-297751	Delivery Instrument for Myocardial Lead Placement
60/514,037	10/24/2003	32469-297752	Absorbable Myocardial Lead Fixation System
60/514,146	10/24/2003	32469-297756	Myocardial Lead with Fixation Mechanism

Respectfully Submitted,

Dated: August 2, 2004

By:

*Jason R. Kraus*  
Jason R. Kraus, #42,765  
FAEGRE & BENSON LLP  
2200 Wells Fargo Center  
90 South Seventh Street  
Minneapolis, MN 55402-3901  
612/766-7436